



## CITY COUNCIL REGULAR MEETING MINUTES

April 20, 2015

7:00 p.m.

400 SW 152<sup>nd</sup> Street, 1<sup>st</sup> Floor  
Burien, Washington 98166

*To hear Council's full discussion of a specific topic or the complete meeting, the following resources are available:*

- Watch the video-stream available on the City website, [www.burienwa.gov](http://www.burienwa.gov)
- Check out a DVD of the Council Meeting from the Burien Library

### CALL TO ORDER

Mayor Krakowiak called the Regular Meeting of the Burien City Council to order at 7:00 p.m.

### PLEDGE OF ALLEGIANCE

Mayor Krakowiak led the Pledge of Allegiance.

### ROLL CALL

Present: Mayor Lucy Krakowiak, Deputy Mayor Nancy Tosta, Councilmembers Stephen Armstrong, Bob Edgar, Lauren Berkowitz, Gerald F. Robison and Debi Wagner.

Present: Arts Commissioners Allie Christopherson, Erik Christopherson, and Michael Salmon. Planning Commissioners Jim Clingan. Parks and Recreation Board members Ed Dacy and Aaron Hayden. Business and Economic Development Partnership members Matt Wendland and Dan Mathews.

Communications Officer Katie Trefry was introduced to the City Councilmembers.

Administrative staff present: City Manager Kamuron Gurol; Police Chief Scott Kimerer; Interim City Attorney Bob Noe; Community Development Director Chip Davis; Economic Development Manager Dan Trimble; Communications Officer Katie Trefry; Senior Planner David Johanson; and, Department Assistant Kathy Wetherbee.

### AGENDA CONFIRMATION

#### Direction/Action

**Motion** was made by Deputy Mayor Tosta, seconded by Councilmember Robison, and passed unanimously to affirm the April 20, 2015, Agenda.

### PUBLIC COMMENT

Roger DeLorm, 13254 2<sup>nd</sup> Avenue Southwest, Burien  
Bryce Phillips, 621 King Street, Seattle

**Direction/Action**

Councilmember Berkowitz called point of order in regards to the public comment rules read by Mayor Krakowiak. She questioned if the current rules were approved by the Council as a whole and stated that she felt it was unconstitutional to discriminate based on content of speech.

**PUBLIC COMMENT**

Quinton Thompson, 179 South 182<sup>nd</sup> Street, Burien

**CORRESPONDENCE FOR THE RECORD**

- a. Email dated March 31, 2015 from Linda Plein.
- b. Email dated April 1, 2015 from Joey Martinez.
- c. Email dated April 6, 2015 from Robert Howell.
- d. Email dated April 6, 2015 from Darla Green.
- e. Letter received April 7, 2015 from Joseph Moldovan.
- f. Email dated April 7, 2015 from Mark Pitzner.
- g. Letter dated April 7 from Linda Plein.
- h. Email dated April 8, 2015 from Earl Gipson.
- i. Email dated April 8, 2015 from Chestine Edgar.
- j. Email dated April 11, 2015, from Janet F. Penz.
- k. Email dated April 13, 2015 from Conn and Betsy McQuinn.
- l. Email dated April 15, 2015 from JJ and Corey Counley.
- m. Email dated April 15, 2015 from Paul Gruzca.

**CONSENT AGENDA**

- a. Approval of Check Register: Numbers 40279 - 40401 in the Amounts of \$318,130.93 for Payment on April 20, 2015; and, Payroll Salaries and Benefits Numbers 6443 - 6462 for Direct Deposits and Wire Transfers in the Amount of \$347,261.34 for March 16 – March 31, 2015, Paid on April 3, 2015.
- b. Motion to Adopt Ordinance No. 622 Establishing Alternative Design Standards and a Stormwater Connection Fee in the Northeast Redevelopment Area (NERA) and Amending Chapter 13.10 of the Burien Municipal Code.

**Direction/Action**

**Motion** was made by Deputy Mayor Tosta, seconded by Councilmember Robison, and passed unanimously to approve the April 20, 2015, Consent Agenda.

**BUSINESS AGENDA**

**Parliamentary Procedures Training by Ann Macfarlane of Jurassic Parliament.**

Ann Macfarlane provided training in parliamentary procedures, including Robert's Rules of Order, for the City Council and the advisory board members. The training covered the essential information in order to run effective, fair and democratic meetings.

**Direction/Action**

Councilmember Berkowitz called point of order stating that the lobby doors into the building were locked and that she felt it was a violation of the Open Public Meetings Act.

Mayor Krakowiak called a recess at 9:10 p.m. and reconvened the meeting at 9:20 p.m.

**Follow-up**

City Manager Kamuron Gurol provided information regarding the lobby doors and the protocol in place at this time.

**Direction/Action**

**Motion** was made by Councilmember Berkowitz, seconded by Councilmember Robison, to adjourn the Council meeting at the present time due to the unlawful restriction on access to the Council meeting until staff can confirm if that is the case. **Motion** failed 3-4. Opposed: Mayor Krakowiak, Deputy Mayor Tosta, Councilmembers Armstrong and Wagner.

**Direction/Action**

Councilmember Robison raised a point of order stating that the City Council Meeting Guidelines Section 6.17 states that the Mayor shall announce the outcome of the vote but no roll call is given unless requested by a Councilmember.

Councilmember Berkowitz left the meeting at 9:32 p.m. due to what she felt was a violation of the open public meeting act.

**Direction/Action**

Councilmember Robison asked Interim City Attorney Bob Noe if the current measures taken were in compliance with the Open Public Meetings Act.

Interim City Attorney Bob Noe stated that more research on the matter was needed.

**Direction/Action**

At 9:34 p.m., Councilmember Robison raised a point of order based on the lack of clear guidance and stated that he would be leaving the meeting.

**Direction/Action**

**Motion** was made by Deputy Mayor Tosta, and seconded by Councilmember Robison, to prop the lobby doors open making the meeting accessible to the public.

**Direction/Action**

Councilmember Robison asked if propping the doors open would violate the City's agreement with the King County Library System.

City Manager Kamuron Gurol stated that propping the doors open would violate the current agreement with the King County Library System.

**Direction/Action**

**Substitute Motion** was made by Councilmember Edgar, and seconded by Councilmember Wagner, to have a staff member seated in the lobby area to monitor the doors.

**Follow-up**

Staff will look into removing the film on the chamber doors.

At 9:41p.m., Councilmember Robison left the meeting.

**Direction/Action**

**Vote on Substitute Motion: Motion** passed unanimously.

**Discussion on City Council Meeting Guidelines.**

**Direction/Action**

Councilmembers requested that this item be rescheduled to a future Council meeting.

**Discussion and Motion to Adopt Resolution No. 363, Establishing the Comprehensive Plan Amendment Docket. *(Time sensitive)***

**Direction/Action**

**Motion** was made by Councilmember Wagner, and seconded by Councilmember Armstrong, to approve Resolution 363, Establishing the 2015 Comprehensive Plan Amendment Docket.

At 9:49 p.m., Mayor Krakowiak called a 2 minute Stand at Ease so that Deputy Mayor Tosta could prepare her motion.

**Direction/Action**

**Motion** was made by Deputy Mayor Tosta, and seconded by Councilmember Armstrong, to amend Exhibit A of the Comprehensive Plan Amendment Docket and Work Program by adding an item to read "To examine the 2015 elements of the plan to ensure support for and opportunities to promote all components of the City's Vision."

**Direction/Action**

**Motion** was made by Councilmember Wagner to accept the Comprehensive Plan Amendment Docket as written with changes being made the next time the docket is up for consideration. **Motion died** due to another motion being on the floor.

**Direction/Action**

**Vote on Motion:** **Motion** failed 1-4. Opposed: Mayor Krakowiak, Councilmembers Armstrong, Edgar and Wagner.

**Direction/Action**

**Motion** was made by Councilmember Wagner, and seconded by Deputy Mayor Tosta, to extend the meeting.

**Direction/Action**

**Motion** was made by Deputy Mayor Tosta, seconded by Councilmember Edgar, and passed unanimously to amend the main motion by extending the meeting to 10:15 p.m.

**Direction/Action**

**Motion** was made by Mayor Krakowiak, seconded by Councilmember Edgar, to strike Item No. 32 from the 2015 Comprehensive Plan Amendment Docket. **Motion** Passed 3-2. Opposed: Councilmembers Armstrong and Tosta.

**Direction/Action**

**Motion** was made by Councilmember Wagner, seconded by Councilmember Armstrong, and passed unanimously to approve Resolution 363, Establishing the 2015 Comprehensive Plan Amendment Docket as amended.

**Review of Council Proposed Agenda Schedule.**

No changes were made to the Proposed Agenda Schedule.

### **COUNCIL REPORTS**

The following reports were provided in the Council Meeting packet:

Regional Food Policy Council – Puget Sound Regional Council, Seattle, King Conservation District Executive Advisory Committee Meeting, Arbor Day Celebration, Northeast Redevelopment Area (NERA) Ribbon Cutting, Pre-PIC Meeting on King County Youth Action Plan and Best Starts for Kids Sound Cities Association Public Issues Committee (PIC) Meeting by Deputy Mayor Tosta.

Councilmember Edgar announced that he had attended the Northeast Redevelopment Area (NERA) ribbon cutting ceremony and the Business Watch meeting.

Deputy Mayor Tosta stated that she and Councilmember Edgar attended the Association of American Planners National Conference.

Mayor Krakowiak stated that she attended the Northeast Redevelopment Area (NERA) ribbon cutting ceremony.

### **CITY MANAGER'S REPORT**

Due to time constraints, the report was not presented.

### **ADJOURNMENT**

**MOTION** was made by Councilmember Edgar, seconded by Deputy Mayor Tosta, and passed unanimously to adjourn the meeting at 10:15 p.m.

/s/ Lucy Krakowiak, Mayor

/s/ Kathy Wetherbee, Department Assistant